## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK BROOKLYN DIVISION

ELAIN L. CHAO, Secretary of Labor, United States Department of Labor Plaintiff,

CIVIL ACTION: CV 04-1424

**VERSUS** 

JUDGE DONALD E. WALTER

SERVICE CORPORATION INTERNATIONAL and NEW YORK FUNERAL CHAPELS, INC.

Defendants

## **ORDER**

Before the Court is Defendants' Application for Recovery of Attorneys' Fees and Expenses and Supporting Brief [Doc. #45].

Upon consideration, it is **ORDERED** that Defendants' motion [Doc. #45] is hereby **DENIED**.

**THUS DONE AND SIGNED**, this 26 day of May, 2007.

DONALD E. WALTER

UNITED STATES DISTRICT JUDGE